SINGLE BENCH

P.R. No. 6062/05
Presented by Shri M.K. Jethani
dated 23/11/05

(1)

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IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH
AT BILASPUR

WRIT PETITION NO. 8929 /2005

PETITIONER

Hemant Kumar Verma,
S/o – Shri Khemlal Verma,
Aged about – 56 years,
R/o – Gangaram Nagar Ramkund
Near Maharashtra Bhawan,
Tehsil & District - Raipur, (C.G.).

Vs.

RESPONDENTS

1. State of Chhattisgarh,
Through: Secretary,
General Administration Deptt.
Mantralya, D.K.S. Bhawan,
Raipur, (C.G.).

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2. The Secretary,
Higher Education Department,
Mantralaya, D.K.S. Bhawan,
Raipur, (C.G.).

3. The Director,
Public Instruction Department,
Raipur, (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT(S) OR ORDER(S) OR DIRECTION(S)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. NO. 5929/2005 सन् 200

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विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

28.11.2005

Shri Vivek Rathore, Counsel for the petitioner.

Shri P.S. Koshy, Dy. Advocate General for the State.

The petitioner, who was working as Head Master in Government Middle School, Ramnagar, Distt. Raipur has been transferred by order dated 31.10.2005 to Bilaspur. The petitioner impugns this order on the ground that circular dated 22.7.2005 Annexure P-2 provides that for co-ordination of the Chief Minister, proposal for transfer of officers should be sent after two months.

In the present case, it does not appear from perusing papers of the case that any procedural lapse has occurred. Even otherwise circular dated 22.7.200 is an internal circular for transfer of employees issued to the various officers from the State Government. The petitioner has been transferred on account of administrative exigency in co-ordination with the Chief Minister as is clear from the transfer order which has been marked to Secretary of Chief Minister, Government of Chhattisgarh. The contention of the petitioner is unsustainable in law and deserves to be rejected. It is well settled that in transfer matters, the constitutional Court should refrain from interfering with the transfer unless the same is passed contrary to rules or malafide exercise of power or the transferring authority has no competence

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[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P. NO. 5929/2005

मामला क्रमांक ..... सन् 200

विरुद्ध

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आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	to pass the order. There are no such grounds raised in this petition. In view of the foregoing, the petition stands dismissed. No order as to costs. **Sd/-** **Satish K. Agnihotri** **Judge**	

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1.12.05